

ASSEMBLY BILL

No. 1657

Introduced by Assembly Member Wieckowski

February 13, 2012

An act to add Section 1463.29 to the Penal Code, relating to traffic offenses.

LEGISLATIVE COUNSEL'S DIGEST

AB 1657, as introduced, Wieckowski. Traffic offenses: additional penalty: spinal cord injury research.

Existing law requires that all fines and forfeitures imposed and collected for crimes other than parking offenses resulting from a filing in a court be deposited with the county treasurer, to be distributed monthly, as required by law. Existing law authorizes the University of California to establish a spinal cord injury research fund, independent of the State Treasury, to accept public and private funds for spinal cord injury research programs and grants.

This bill would impose an additional penalty of \$3 to be imposed upon every conviction for a violation of state or local traffic laws, as specified, except for offenses relating to parking. The bill would require the penalty to be deposited with the county treasurer and distributed each month for transfer to the spinal cord injury research fund created within the University of California. The bill would also provide that, prior to the transfer of funds to the spinal cord injury research fund, the county treasurer may withhold a sufficient amount necessary to reimburse the county and the courts for their actual, reasonable, and necessary costs associated with administering these provisions. If those amounts are withheld, the bill would authorize the county to send an

accounting report detailing its costs to the Regents of the University of California.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 1463.29 is added to the Penal Code, to
2 read:

3 1463.29. (a) Subject to subdivision (b), an additional penalty
4 in an amount equal to three dollars (\$3) shall be imposed upon
5 every conviction for a violation of any provision of Division 11
6 (commencing with Section 21000) of the Vehicle Code, or a
7 violation of any local ordinance adopted pursuant to the Vehicle
8 Code, except offenses relating to parking as defined in subdivision
9 (i) of Section 1463.

10 (b) The additional penalty imposed pursuant to this section shall
11 only be imposed or collected within a county or city and county
12 if the county board of supervisors adopts an ordinance that
13 expressly provides that the additional penalty imposed pursuant
14 to subdivision (a) shall be imposed for offenses committed within
15 the jurisdiction of that county or city and county.

16 (c) Penalties imposed and collected pursuant to this section shall
17 be deposited with the county treasurer and distributed each month
18 in accordance with Section 1463.001 for transfer to the spinal cord
19 injury research fund created within the University of California
20 pursuant to the Roman Reed Spinal Cord Injury Research Act of
21 1999 (Chapter 2 (commencing with Section 104335) of Part 2 of
22 Division 103 of the Health and Safety Code). Prior to the transfer
23 of funds to the spinal cord injury research fund, the county treasurer
24 may withhold a sufficient amount necessary to reimburse the
25 county and the courts for their actual, reasonable, and necessary
26 costs associated with administering this section. To the extent
27 moneys are withheld by the county treasurer, an accounting report
28 detailing these costs may be sent by the county to the Regents of
29 the University of California.

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